

09/645593

EG cdc  
/

October 30, 2006



Micheline Gravelle B.Sc., M.Sc. (Immunology)  
416 957 1682 mgravelle@bereskinparr.com

Your Reference: 6,777,591  
Our Reference: 9369-151

**REQUEST FOR CERTIFICATE OF CORRECTION UNDER 35 USC 254**

Honorable Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia  
U.S.A. 22313-1450

Certificate

NOV 03 2006

**ATTENTION: Certificate of Correction Branch**

of Correction

Dear Sir:

**Re: United States Patent No. 6,777,591**

**Issued: August 17, 2004**

**Entitled: Legume-like Storage Protein Promoter Isolated from Flax and  
Methods of Expressing Proteins in Plant Seeds Using the  
Promoter**

**Assignees: SemBioSys Genetics Inc. and Commonwealth Scientific and  
Industrial Research Organisation (CSIRO)**

**Inventors: Sarita Chaudhary et al.**

In accordance with the provisions of 35 USC 254, the Patentee herein through his Attorney respectfully requests that a Certificate of Correction be issued in the above-referenced Patent. A Certificate of Correction incorporating the requested changes is enclosed herewith in duplicate.

Claims 1, 3, 5, 6 and 7 have been amended to correct an obvious error. In particular, these claims refer to a promoter shown in Fig. 4 (SEQ ID NO:8) but inadvertently fail to provide the location of the promoter within Fig. 4 (SEQ ID NO:8). It is obvious to one skilled in the art that Fig. 4 contains both the promoter region as well as the coding region which is transcribed into protein. It is clear from Fig. 4 that the promoter region ends at nucleotide 2035.

11/01/2006 SZEWDIE1 00000007 6777591

01 FC:1811

100.00 OP

Scotia Plaza, 40 King Street West, 40th Floor, Toronto, Ontario, Canada M5H 3Y2

Tel: 416.364.7311 Fax: 416.361.1398 [www.bereskinparr.com](http://www.bereskinparr.com)

TORONTO MISSISSAUGA WATERLOO MONTRÉAL

The government fee of \$100.00 is included in our cheque no. 8574. If any additional fees are required, the Commissioner is hereby authorized to charge the fees to our Deposit Account No. 02-2095.

Respectfully submitted,

**Sarita Chaudhary et al.**

A handwritten signature in black ink, appearing to read "M. Gravelle", written over a horizontal line.

Micheline Gravelle

Reg. No. 40,261

Bereskin & Parr  
Box 401, 40 King Street West  
Toronto, Ontario  
Canada M5H 3Y2  
Tel: 416-957-1682  
Fax: 416-361-1398

## UNITED STATES PATENT AND TRADEMARK OFFICE

### CERTIFICATE OF CORRECTION

PATENT NO. : 6,777,591

Page 1 of 1

APPLICATION NO. : 09/645,593

ISSUE DATE : August 17, 2004

INVENTORS : Sarita Chaudhary, Gijs van Rooijen, Maurice Moloney, Surinder Singh

It is certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

In column 51, claim 1, part (a)(1), replace "as shown in FIG. 4 (SEQ ID NO: 8);" with --as shown in FIG. 4 (SEQ ID NO: 8) from nucleotides 1 to 2035;-- ;

column 51, claim 3, part (a)(1), replace "as shown in FIG. 4 (SEQ ID NO: 8);" with --as shown in FIG. 4 (SEQ ID NO: 8) from nucleotides 1 to 2035;-- .

In column 52, claim 5, part (a)(1), replace "as shown in FIG. 4 (SEQ ID NO: 8);" with --as shown in FIG. 4 (SEQ ID NO: 8) from nucleotides 1 to 2035;-- ;

column 52, claim 6, part (a), replace "as shown in FIG. 4 (SEQ ID NO: 8) wherein;" with --as shown in FIG. 4 (SEQ ID NO: 8) from nucleotides 1 to 2035;-- .

In column 53, claim 7, part (a), replace "as shown in FIG. 4 (SEQ ID NO: 8);" with --as shown in FIG. 4 (SEQ ID NO: 8) from nucleotides 1 to 2035;-- .

MAILING ADDRESS OF SENDER: Bereskin & Parr  
Box 401, 40 King Street West  
Toronto, Ontario M5H 3Y2 Canada

PATENT NO. 6,777,591

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*



PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Project of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 100.00**Complete if Known**

Application Number	09/645,593 (Patent No. 6,777,591)
Filing Date	August 25, 2000 (Issue Date: August 17, 2004)
First Named Inventor	Sarita Chaudhary
Examiner Name	
Art Unit	
Attorney Docket No.	9369-151

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: **022095** Deposit Account Name: **Bereskin & Parr**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, **except for the filing fee**☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
- 20 or HP =	0	x	= 0.00			
HP = highest number of total claims paid for, if greater than 20						
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
- 3 or HP =	0	x	= 0.00			
HP = highest number of independent claims paid for, if greater than 3						

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
- 100 =	0	/ 50 =		0

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other: Certificate of Correction**Fees Paid (\$)**

100.00

**SUBMITTED BY**

Signature	<i>M. Gravelle</i>	Registration No. (Attorney/Agent)	40,261	Telephone	(416) 364-7311
Name (Print/Type)	MICHELINE GRAVELLE			Date	October 30, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.